

Adopted	Rejected
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## COMMITTEE REPORT

YES:	6
NO:	5

### MR. SPEAKER:

*Your Committee on Commerce, Economic Development and Technology, to which was referred House Bill 1911, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT concerning utilities.
- 3 Delete everything after the enacting clause and insert the following:
- 4 SECTION 1. IC 8-1-2-88.1 IS ADDED TO THE INDIANA CODE
- 5 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 6 1, 2001]: **Sec. 88.1. (a) As used in this section, "local calling area"**
- 7 **means the territory in which a customer of a telephone company**
- 8 **is able to make a telephone call without incurring a long distance**
- 9 **charge.**
- 10 **(b) As used in this section, "measured local telephone service"**
- 11 **means a monthly rate structure for local exchange telephone**
- 12 **service based upon a customer's usage.**
- 13 **(c) As used in this section, "telephone company" has the**

1 meaning set forth in section 88 of this chapter.

2 (d) A telephone company may not:

- 3 (1) implement measured local telephone service as the only  
4 monthly rate structure available to any of its customers; or  
5 (2) offer measured local telephone service as an option to any  
6 of its customers, regardless of whether it offers lower rates for  
7 local exchange telephone service in return.

8 (e) A telephone company may not:

- 9 (1) reduce the size of the local calling area for any of its  
10 customers; or  
11 (2) offer any of its customers the option of having a reduced  
12 local calling area, regardless of whether it offers lower rates  
13 for local exchange telephone service in return.

14 (f) Not later than March 1 of each year, a telephone company  
15 shall submit to the commission a report that includes the following  
16 information for the immediately preceding calendar year:

- 17 (1) A description of any improvements to the local exchange  
18 telephone service provided by the telephone company as a  
19 result of technological or industry advancements.  
20 (2) A list of local calling areas that were expanded in  
21 geographic territory during the period covered by the report.  
22 If no local calling areas were expanded, the telephone  
23 company shall explain why no expansion occurred.

24 (g) A telephone company shall make a good faith effort to:

- 25 (1) improve, through technological or other advancements,  
26 the local exchange telephone service provided to its  
27 customers; and  
28 (2) expand, through technological or other advancements, the  
29 geographic territory of the local calling areas provided to its  
30 customers.

31 A telephone company shall describe in the annual report required  
32 under subsection (f) the efforts made to meet these goals.

33 (h) The commission may not approve a request for a rate  
34 increase made by a telephone company to cover the expense of  
35 compliance with this section.

36 (i) This section does not affect any regulatory procedures  
37 established by the commission for the change of a telephone  
38 company's territorial area established under section 88 of this

1       **chapter.**

2       SECTION 2. IC 8-1-2.6-7 IS REPEALED [EFFECTIVE JULY 1,  
3       2001].

          (Reference is to HB 1911 as introduced.)

**and when so amended that said bill do pass.**

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Representative Fry